

assess and collect, annually, sufficient taxes to pay the interest thereon and provide sinking funds sufficient to pay the principal at maturity, said taxes to be levied and collected upon all the property situated in said district as it existed at the time of the issuance of the present outstanding bonds; providing that said district hereby created shall have authority to issue serial bonds for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes, or in aid thereof, upon a vote of two-thirds majority of the resident property taxpayers voting thereon, who are qualified electors of said district as herein defined; providing for the levy and collection of taxes sufficient to pay the interest on, and provide a sinking fund therefor, such bonds and taxes to be a charge against all property, real and personal, situated in the hereinafter defined district, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, May 26, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 27, A bill to be entitled "An Act creating Road District No. 1, in Wheeler county, Texas; validating and approving all orders made by the commissioners court of said county, in respect to the organization of said district; validating the authorization, issuance, and sale of certain road bonds thereof and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect to said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence; evidencing proof of publication of constitutional notice required in such acts, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, May 26, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 28, A bill to be entitled "An Act creating Road District No. 2, in Wheeler county, Texas; validating and approving all orders made by the commissioners court of said county in respect to the organization of said district; validating the authorization, issuance, and sale of certain road bonds thereof, and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district," etc.,

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

Committee Room,

Austin, Texas, May 26, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 29, A bill to be entitled "An Act creating Road District No. 2, in Wheeler county, Texas; validating and approving all orders made by the commissioners court of said county in respect to the organization of road district; validating the authorization, issuance, and sale of certain road bonds thereof and providing for their payment by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said road district; approving and validating all orders of the commissioners court of said county in respect of said road district, bonds and taxes, or certified copies thereof, and constituting such orders legal evidence; evidencing proof of publication of constitutional notice required in such acts, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

TAYLOR, Chairman.

ELEVENTH DAY.

(Continued.)

(Friday, May 27, 1927.)

The House met at 9 o'clock a. m. and was called to order by Speaker Bobbitt.

HOUSE BILL NO. 37 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 37, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the county court of Bowie county, Texas, and conform the jurisdiction of the district courts of such county to such change."

The bill was read second time and was passed to engrossment.

Mr. Kemble moved a call of the House for the purpose of maintaining a quorum until 11 o'clock a. m. today, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Foster, the Sergeant-at-Arms was instructed to bring in all absent members within the city of Austin.

SENATE BILL NO. 5 ON PASSAGE TO THIRD READING.

The House resumed consideration of pending business, same being Senate bill No. 5, making an appropriation for the support and maintenance of the various educational institutions, on its passage to third reading, with amendment by Mr. Teer pending.

Mr. Teer offered the following (committee) amendment to the section of the amendment relating to the Stephen F. Austin State Teachers College:

Amend House bill No. 12, page 118, by adding between lines 10 and 11 the following: "Summer school, \$15,000 in each year." Change totals accordingly.

The amendment was adopted.

Mr. Satterwhite offered the following amendment to the section of the amendment relating to West Texas State Teachers College:

Amend the amendment, page 133, line 11, by striking out the figures "\$3000" in each year, and insert in lieu thereof the figures "\$3200" in each year.

The amendment was adopted.

Mr. DeBerry offered the following amendment to this section of the amendment:

Amend committee substitute to Senate bill No. 5, page 137, by striking out lines 16 and 17.

Mr. Barron moved to table the amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—53.

Mr. Speaker.	Morse.
Anderson.	Nicholson.
Barnett.	Petsch.
Barron.	Pool.
Boggs.	Pope.
Brown.	Powell.
Conway.	Renfro of Mills.
Daniel.	Runge.
Dielmann.	Satterwhite.
Forbes.	Shaver.
Foster.	Shearer.
Gates.	Shirley.
Gibson.	Simmons.
Gray.	Smith of El Paso.
Hagaman.	Smith of Nueces.
Hall.	Smith of Smith.
Harding.	Smyth.
Hogg.	Swain.
Holland.	Teer.
Johnson	Tillotson.
of Dimmit.	Turner.
Kemble.	Wallace
Land.	of Freestone.
Lewis.	Wallace of Smith.
Long.	Webb.
McGill.	Wells.
Montgomery.	Young.

Nays—58.

Acker.	Kennedy.
Albritton.	Kincaid.
Alexander.	King of
Avis.	Throckmorton.
Bass.	Kirkland.
Bird.	McCombs.
Black.	Merritt.
Bonham.	Nabors.
Boon.	Olsen.
Branch.	Parish of Runnels.
Cornwell.	Pavlica.
Cummings.	Poage.
Davis.	Porter.
DeBerry.	Rogers of Hays.
Denman.	Rogers of Shelby.
Enderby.	Sanders.
Eickenroht.	Sheats.
Farrar.	Smith of Atascosa.
Faulk.	Snelgrove.
Fly.	Stell.
Gilbert.	Stevenson.
Graves.	Storey.
Harman.	Taylor.
Hefley.	Van Zandt.
High.	Veatch.
Jacks.	Walker.
Johnson	Ware.
of Anderson.	Whitaker.
Jones.	Williams
Justice.	of Travis.
Keeton.	Woodall.

Present—Not Voting.

Renfro
of Angelina.

Absent.

Bateman.	Parrish of Travis.
Beck.	Purl.
Duvall.	Rawlins.
Hornaday.	Rowell.
Lipscomb.	Stout.
Loftin.	Waddell.
Masterson.	Williams of Sabine.
McKean.	Williamson.
Minor.	Woodruff.

Absent—Excused.

Brice.	Kirby.
Cox.	Loy.
Dunlap.	Moursund.
Finlay.	Murphy.
Fuchs.	Pearce.
Holder.	Reagan.
Kayton.	Sinks.
Kenyon.	Sutton.
King of Hopkins.	Wallace of Panola.
Kinnear.	Wassell.

(Mr. Barron in the chair.)

Mr. Morse moved the previous question on the pending amendment and the main question was ordered.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—61.

Albritton.	King of
Alexander.	Throckmorton.
Bass.	McCombs.
Bird.	Merritt.
Black.	Nabors.
Bonham.	Olsen.
Boon.	Parish of Runnels.
Branch.	Pavlica.
Cornwell.	Poage.
Cummings.	Porter.
Davis.	Renfro
DeBerry.	of Angelina.
Denman.	Rogers of Hays.
Enderby.	Rogers of Shelby.
Farrar.	Rowell.
Faulk.	Sanders.
Fly.	Sheats.
Gates.	Smith of Atascosa.
Gibson.	Snelgrove.
Gilbert.	Stell.
Graves.	Stevenson.
Harman.	Storey.
Hefley.	Stout.
High.	Taylor.
Jacks.	Van Zandt.
Jones.	Veatch.
Justice.	Walker.
Keeton.	Ware.
Kennedy.	Williams of Travis.
Kincaid.	Woodall.
	Woodruff.

Nays—56.

Acker.	Minor.
Anderson.	Montgomery.
Barnett.	Morse.
Barron.	Nicholson.
Beck.	Petsch.
Boggs.	Pool.
Brown.	Pope.
Conway.	Powell.
Daniel.	Renfro of Mills.
Dielmann.	Runge.
Duvall.	Satterwhite.
Eickenroht.	Shaver.
Forbes.	Shearer.
Foster.	Shirley.
Gray.	Simmons.
Hagaman.	Smith of El Paso.
Hall.	Smith of Nueces.
Harding.	Smith of Smith.
Hogg.	Swain.
Holland.	Teer.
Hornaday.	Tillotson.
Johnson	Turner.
of Dimmit.	Wallace
Kemble.	of Freestone.
Kirkland.	Wallace of Smith.
Land.	Webb.
Lewis.	Wells.
Lipscomb.	Whitaker.
Long.	Young.
McGill.	

Absent.

Avis.	Parrish of Travis.
Bateman.	Purl.
Johnson	Rawlins.
of Anderson.	Smyth.
Loftin.	Waddell.
Masterson.	Williams of Sabine.
McKean.	Williamson.

Absent—Excused.

Brice.	Kirby.
Cox.	Loy.
Dunlap.	Moursund.
Finlay.	Murphy.
Fuchs.	Pearce.
Holder.	Reagan.
Kayton.	Sinks.
Kenyon.	Sutton.
King of Hopkins.	Wallace of Panola.
Kinnear.	Wassell.

(Speaker in the chair.)

Mr. Pope offered the following amendment to the section of the amendment relating to the Texas School for the Deaf:

Amend (committee) amendment to Senate bill No. 5, page 143, by adding a new line between lines 18 and 19 to read as follows: "Gymnasium and equipment, \$50,000" in the first column.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—72.

Anderson.	Nicholson.
Barnett.	Parish of Runnels.
Barron.	Petsch.
Bird.	Pool.
Boggs.	Pope.
Bonham.	Porter.
Brown.	Powell.
Cornwell.	Renfro
Cox.	of Angelina.
Cummings.	Renfro of Mills.
Daniel.	Rogers of Hays.
Denman.	Rogers of Shelby.
Duvall.	Rowell.
Eickenroht.	Sanders.
Faulk.	Satterwhite.
Gates.	Shaver.
Gibson.	Shearer.
Hagaman.	Sheats.
Harding.	Shirley.
Hefley.	Simmons.
High.	Smith of Atascosa.
Hogg.	Smith of El Paso.
Holland.	Smith of Nueces.
Hornaday.	Smith of Smith.
Jacks.	Smyth.
Johnson	Stell.
of Anderson.	Stevenson.
Johnson	Storey.
of Dimmit.	Stout.
Jones.	Swain.
Justice.	Turner.
Keeton.	Van Zandt.
Kennedy.	Wallace of Smith.
Kincaid.	Ware.
Lipscomb.	Wells.
Long.	Williams
McGill.	of Travis.
Montgomery.	Woodall.
Morse.	Woodruff.

Nays—33.

Acker.	King of
Albritton.	Throckmorton.
Alexander.	Kirkland.
Avis.	Land.
Bass.	McCombs.
Black.	Minor.
Boon.	Nabors.
Branch.	Olsen.
Davis.	Pavlica.
Enderby.	Poage.
Farrar.	Snelgrove.
Fly.	Taylor.
Forbes.	Teer.
Foster.	Veatch.
Gilbert.	Walker.
Graves.	Young.
Gray.	

Absent.

Bateman.	Conway.
Beck.	DeBerry.

Dielmann.	Rawlins.
Hall.	Runge.
Harman.	Tillotson.
Kemble.	Waddell.
Lewis.	Wallace
Loftin.	of Freestone.
Masterson.	Webb.
McKean.	Whitaker.
Merritt.	Williams
Parrish of Travis.	of Sabine.
Purl.	Williamson.

Absent—Excused.

Brice.	Loy.
Dunlap.	Moursund.
Finlay.	Murphy.
Fuchs.	Pearce.
Holder.	Reagan.
Kayton.	Sinks.
Kenyon.	Sutton.
King of Hopkins.	Wallace of Panola.
Kinnear.	Wassell.
Kirby.	

Mr. Graves offered the following amendment to this section of the amendment:

Amend House bill No. 12 by striking out lines 39 and 40, on page 144, and line 1 on page 145, and insert in lieu thereof the following: "Provided that no item of traveling expense herein stipulated shall be increased from this or any other fund; provided that no item in this appropriation shall be used for traveling expenses outside the State except upon the approval of the governing board for the particular institution."

The amendment was adopted.

Mr. Smyth offered the following amendment to the amendment:

Amend House bill No. 12, page 93, line 27, by striking out the figures "\$3750" in the first column and inserting in lieu thereof the figures "\$3000." Also the figures "\$3750" in the second column and inserting in lieu thereof the figures "\$3000," and correct the totals accordingly.

On motion of Mr. Hall, the amendment was tabled.

Mr. Swain moved the previous question on the pending amendment and the passage of the bill to engrossment, and the motion was duly seconded.

Question recurring on the motion for the main question, yeas and nays were demanded.

The motion for the main question was lost by the following vote:

Yeas—43.

Anderson.	Barnett.
-----------	----------

Bass.	Morse.
Conway.	Pool.
Cornwell.	Porter.
Davis.	Powell.
Duvall.	Rogers of Shelby.
Foster.	Runge.
Gibson.	Shaver.
Gilbert.	Shearer.
Hagaman.	Shirley.
Hall.	Smith of El Paso.
Harding.	Smith of Smith.
Hogg.	Smyth.
Holland.	Swain.
Hornaday.	Teer.
Jacks.	Turner.
Keeton.	Wallace of Smith.
Lewis.	Webb.
Lipscomb.	Wells.
Long.	Williams
McCombs.	of Travis.
Montgomery.	Woodruff.

Nays—68.

Acker.	Loftin.
Albritton.	McGill.
Alexander.	Merritt.
Avis.	Nabors.
Barron.	Nicholson.
Beck.	Olsen.
Bird.	Parish of Runnels.
Black.	Pavlica.
Boggs.	Petsch.
Bonham.	Poage.
Boon.	Pope.
Branch.	Purl.
Brown.	Renfro
Cummings.	of Angelina.
Denman.	Renfro of Mills.
Dielmann.	Rogers of Hays.
Enderby.	Rowell.
Eickenroht.	Sanders.
Farrar.	Satterwhite.
Faulk.	Sheats.
Finlay.	Simmons.
Fly.	Smith of Atascosa.
Forbes.	Smith of Nueces.
Graves.	Snelgrove.
Harman.	Stell.
Hefley.	Stevenson.
High.	Storey.
Johnson	Stout.
of Anderson.	Taylor.
Johnson	Tillotson.
of Dimmit.	Van Zandt.
Jones.	Veatch.
Justice.	Walker.
Kennedy.	Wallace
Kincaid.	of Freestone.
King of	Ware.
Throckmorton.	Woodall.
Kirkland.	Young.
Land.	

Absent.

Bateman.	Gates.
Daniel.	Gray.
DeBerry.	Kemble.

Masterson.	Waddell.
McKean.	Whitaker.
Minor.	Williams
Parrish of Travis.	of Sabine.
Rawlins.	Williamson.

Absent—Excused.

Brice.	Loy.
Cox.	Moursund.
Dunlap.	Murphy.
Fuchs.	Pearce.
Holder.	Reagan.
Kayton.	Sinks.
Kenyon.	Sutton.
King of Hopkins.	Wallace of Panola.
Kinnear.	Wassell.
Kirby.	

On motion of Speaker Bobbitt, by unanimous consent, the House agreed to postpone further consideration of the bill at this time and to take up and consider local bills instead.

HOUSE BILL NO. 37 ON THIRD READING.

Mr. Simmons moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 37 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—108.

Mr. Speaker.	Foster.
Acker.	Gibson.
Alexander.	Gilbert.
Anderson.	Hagaman.
Avis.	Harding.
Barnett.	Harman.
Bass.	Hefley.
Beck.	High.
Bird.	Hogg.
Black.	Holland.
Boggs.	Hornaday.
Bonham.	Jacks.
Boon.	Johnson
Branch.	of Anderson.
Brown.	Johnson
Conway.	of Dimmit.
Cornwell.	Jones.
Cox.	Keeton.
Cummings.	Kincaid.
Daniel.	King of
Davis.	Throckmorton.
Denman.	Kirkland.
Dielmann.	Land.
Duvall.	Lewis.
Enderby.	Lipscomb.
Eickenroht.	Loftin.
Farrar.	Long.
Faulk.	McCombs.
Fly.	McGill.
Forbes.	Merritt.

Minor.	Smith of Atascosa.	Barnett.	McCombs.
Montgomery.	Smith of Nueces.	Barron.	Montgomery.
Morse.	Smith of Smith.	Bass.	Morse.
Nabors.	Smyth.	Beck.	Nabors.
Nicholson.	Snelgrove.	Bird.	Nicholson.
Parish of Runnels.	Stell.	Black.	Olsen.
Pavlica.	Stevenson.	Boggs.	Parish of Runnels.
Petsch.	Storey.	Bonham.	Pavlica.
Poage.	Stout.	Boon.	Petsch.
Pool.	Taylor.	Branch.	Poage.
Pope.	Teer.	Brown.	Pope.
Porter.	Turner.	Conway.	Porter.
Powell.	Van Zandt.	Cornwell.	Powell.
Renfro	Veatch.	Cox.	Purl.
of Angelina.	Walker.	Cummings.	Renfro
Renfro of Mills.	Wallace	Daniel.	of Angelina.
Rogers of Hays.	of Freestone.	Davis.	Renfro of Mills.
Rogers of Shelby.	Wallace of Smith.	Denman.	Rogers of Hays.
Rowell.	Ware.	Dielmann.	Rogers of Shelby.
Runge.	Webb.	Duvall.	Rowell.
Sanders.	Wells.	Enderby.	Runge.
Satterwhite.	Whitaker.	Eickenroht.	Sanders.
Shaver.	Williams of Travis.	Farrar.	Satterwhite.
Shearer.	Williamson.	Faulk.	Shaver.
Sheats.	Woodall.	Fly.	Shearer.
Shirley.	Woodruff.	Forbes.	Sheats.
Simmons.	Young.	Foster.	Shirley.
		Gibson.	Simmons.
	Nays—3.	Gilbert.	Smith of El Paso.
Albritton.	Olsen.	Graves.	Smith of Nueces.
Kennedy.	Absent.	Hagaman.	Smith of Smith.
		Hall.	Smyth.
		Harding.	Snelgrove.
Barron.	McKean.	Harman.	Stell.
Bateman.	Parrish of Travis.	Hefley.	Stevenson.
DeBerry.	Purl.	High.	Storey.
Gates.	Rawlins.	Hogg.	Stout.
Graves.	Smith of El Paso.	Holland.	Swain.
Gray.	Swain.	Hornaday.	Taylor.
Hall.	Tillotson.	Jacks.	Teer.
Justice.	Waddell.	Johnson	Tillotson.
Kemble.	Williams	of Anderson.	Turner.
Masterson.	of Sabine.	Johnson	Van Zandt.
		of Dimmit.	Veatch.
	Absent—Excused.	Jones.	Walker.
		Keeton.	Wallace
Brice.	Loy.	Kennedy.	of Freestone.
Dunlap.	Moursund.	Kincaid.	Wallace of Smith.
Finlay.	Murphy.	King of	Webb.
Fuchs.	Pearce.	Throckmorton.	Wells.
Holder.	Reagan.	Kirkland.	Whitaker.
Kayton.	Sinks.	Land.	Williams of Travis.
Kenyon.	Sutton.	Lewis.	Williamson.
King of Hopkins.	Wallace of Panola.	Lipscomb.	Woodall.
Kinnear.	Wassell.	Long.	Woodruff.
Kirby.		McGill.	Young.
		Minor.	
			Absent.
		Bateman.	McKean.
		DeBerry.	Merritt.
		Gates.	Parrish of Travis.
		Gray.	Pool.
		Justice.	Rawlins.
		Kemble.	Waddell.
		Loftin.	Ware.
		Masterson.	Williams of Sabine.
The Speaker then laid House bill No. 37 before the House on its third reading and final passage.			
The bill was read third time and was passed by the following vote:			
Yeas—110.			
Mr. Speaker.	Alexander.		
Acker.	Anderson.		
Albritton.	Avis.		

Absent—Excused.

Brice.	Loy.
Dunlap.	Moursund.
Finlay.	Murphy.
Fuchs.	Pearce.
Holder.	Reagan.
Kayton.	Sinks.
Kenyon.	Smith of Atascosa.
King of Hopkins.	Sutton.
Kinnear.	Wallace of Panola.
Kirby.	Wassell.

SENATE BILL NO. 19 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 19, A bill to be entitled "An Act to amend Chapter 77 of the Local and Special Laws enacted by the Thirty-third Legislature at its Regular Session, convened on January 14, 1913, and adjourned on April 1, 1913, and approved March 24, 1913, the same being a special road law for Bexar county, Texas, by adding thereto Section 31a, authorizing the commissioners court of Bexar county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes and to levy a tax in payment thereof, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 19 ON THIRD READING.

Mr. Dielmann moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 19 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104.

Mr. Speaker.	Cox.
Acker.	Cummings.
Alexander.	Daniel.
Anderson.	Davis.
Avis.	Denman.
Barnett.	Dielmann.
Barron.	Duvall.
Bass.	Enderby.
Beck.	Eickenroht.
Bird.	Farrar.
Black.	Faulk.
Boggs.	Fly.
Boon.	Forbes.
Branch.	Foster.
Brown.	Gates.
Conway.	Gibson.
Cornwell.	Gilbert.

Graves.	Powell.
Hagaman.	Purl.
Hall.	Renfro of Angelina.
Harding.	Rogers of Shelby.
Harman.	Rowell.
Hefley.	Runge.
High.	Sanders.
Hogg.	Satterwhite.
Holland.	Shaver.
Hornaday.	Shearer.
Jacks.	Sheats.
Johnson	Shirley.
of Anderson.	Simmons.
Johnson	Smith of El Paso.
of Dimmit.	Smith of Nueces.
Jones.	Smith of Smith.
Keeton.	Smyth.
Kincaid.	Snelgrove.
King of	Stell.
Throckmorton.	Stevens.
Kirkland.	Storey.
Land.	Stout.
Lewis.	Swain.
Lipscomb.	Taylor.
Loftin.	Teer.
Long.	Tillotson.
McCombs.	Turner.
McGill.	Van Zandt.
Merritt.	Veatch.
Minor.	Walker.
Montgomery.	Wallace
Morse.	of Freestone.
Nabors.	Wallace of Smith.
Nicholson.	Webb.
Parish of Runnels.	Whitaker.
Pavlica.	Williams of Travis.
Petsch.	Williamson.
Poage.	Woodall.
Pope.	Woodruff.
Porter.	Young.

Nays—3.

Albritton.
Kennedy.

Olsen.

Absent.

Bateman.	Pool.
Bonham.	Rawlins.
DeBerry.	Renfro of Mills.
Gray.	Rogers of Hays.
Justice.	Waddell.
Kemble.	Ware.
Masterson.	Wells.
McKean.	Williams
Parrish of Travis.	of Sabine.

Absent—Excused.

Brice.	Loy.
Dunlap.	Moursund.
Finlay.	Murphy.
Fuchs.	Pearce.
Holder.	Reagan.
Kayton.	Sinks.
Kenyon.	Smith of Atascosa.
King of Hopkins.	Sutton.
Kinnear.	Wallace of Panola.
Kirby.	Wassell.

The Speaker then laid Senate bill No. 19 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—104.

Mr. Speaker.	Loftin.
Alexander.	Long.
Anderson.	McCombs.
Avis.	McGill.
Barron.	Minor.
Bass.	Morse.
Bird.	Nabors.
Black.	Nicholson.
Boggs.	Olsen.
Bonham.	Parish of Runnels.
Boon.	Pavlica.
Branch.	Petsch.
Brice.	Poage.
Brown.	Porter.
Conway.	Powell.
Cornwell.	Purl.
Cox.	Renfro
Cummings.	of Angelina.
Daniel.	Rogers of Hays.
Davis.	Rogers of Shelby.
Denman.	Rowell.
Dielmann.	Runge.
Dunlap.	Sanders.
Duvall.	Satterwhite.
Enderby.	Shaver.
Eickenroht.	Shearer.
Farrar.	Sheats.
Faulk.	Shirley.
Fly.	Simmons.
Forbes.	Smith of Atascosa.
Foster.	Smith of El Paso.
Gibson.	Smith of Nueces.
Gilbert.	Smith of Smith.
Graves.	Smyth.
Hagaman.	Snelgrove.
Hall.	Stell.
Harding.	Stevenson.
Harman.	Storey.
Hefley.	Stout.
Hogg.	Swain.
Holland.	Teer.
Hornaday.	Tillotson.
Jacks.	Turner.
Johnson	Van Zandt.
of Anderson.	Walker.
Johnson	Wallace
of Dimmit.	of Freestone.
Jones.	Wallace of Smith.
Keeton.	Webb.
Kennedy.	Wells.
Kincaid.	Whitaker.
King of	Williams of Travis.
Throckmorton.	Williamson.
Kirkland.	Woodall.
Land.	Woodruff.
Lewis.	Young.
Lipscomb.	

Absent.

Acker.

Albritton.

Barnett.	Montgomery.
Bateman.	Parrish of Travis.
Beck.	Pool.
DeBerry.	Pope.
Gates.	Rawlins.
Gray.	Renfro of Mills.
High.	Taylor.
Justice.	Veatch.
Kemble.	Waddell.
Masterson.	Ware.
McKean.	Williams of Sabine.
Merritt.	

Absent—Excused.

Finlay.	Moursund.
Fuchs.	Murphy.
Holder.	Pearce.
Kayton.	Reagan.
Kenyon.	Sinks.
King of Hopkins.	Sutton.
Kinnear.	Wallace of Panola.
Kirby.	Wassell.
Loy.	

HOUSE BILL NO. 45 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 45, A bill to be entitled "An Act creating a more efficient road system for Robertson county, Texas; providing that the commissioners court shall be road commissioners of their respective precincts; providing that such commissioners shall have charge of the roads, teams, tools, machinery and appliances of said county under the direction of the commissioners court; providing for the laying out, establishment and construction of roads, bridges and culverts, and for the repair and maintenance thereof; providing that the commissioners court shall co-operate with the State Highway Department in the establishment, construction and maintenance of roads, bridges and culverts to be paid for partly by the county and partly by the State or Federal government; authorizing the commissioners court of Robertson county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes and levy a tax in payment thereof, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 45 ON THIRD READING.

Mr. Sheats moved that the constitutional rule requiring bills to be read on three several days be suspended and

that House bill No. 45 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Mr. Speaker.	McGill.
Acker.	Merritt.
Alexander.	Minor.
Anderson.	Montgomery.
Avis.	Morse.
Barron.	Nabors.
Bass.	Nicholson.
Beck.	Parish of Runnels.
Bird.	Pavlica.
Black.	Petsch.
Boggs.	Poage.
Bonham.	Pope.
Boon.	Porter.
Branch.	Powell.
Brown.	Purl.
Conway.	Renfro of Mills.
Cornwell.	Rogers of Hays.
Cox.	Rogers of Shelby.
Cummings.	Rowell.
Daniel.	Runge.
Davis.	Sanders.
Denman.	Satterwhite.
Dielmann.	Shearer.
Enderby.	Sheats.
Eickenroht.	Shirley.
Farrar.	Simmons.
Faulk.	Smith of Atascosa.
Forbes.	Smith of El Paso.
Foster.	Smith of Nueces.
Gates.	Smith of Smith.
Gibson.	Smyth.
Gilbert.	Snelgrove.
Graves.	Stell.
Hagaman.	Stevens.
Hall.	Storey.
Harding.	Stout.
Harman.	Swain.
Hefley.	Taylor.
High.	Teer.
Hogg.	Tillotson.
Holland.	Turner.
Hornaday.	Van Zandt.
Jacks.	Veatch.
Johnson	Walker.
of Dimmit.	Wallace
Jones.	of Freestone.
Keeton.	Wallace of Smith.
Kennedy.	Webb.
Kincaid.	Wells.
King of	Whitaker.
Throckmorton.	Williams
Kirkland.	of Sabine.
Land.	Williams
Lewis.	of Travis.
Lipscomb.	Williamson.
Loftin.	Woodall.
Long.	Woodruff.
McCombs.	Young.

Nays—2.

Albritton. Olsen.

Absent.

Barnett.	Masterson.
Bateman.	McKean.
DeBerry.	Parrish of Travis.
Duvall.	Pool.
Fly.	Rawlins.
Gray.	Renfro
Johnson	of Angelina.
of Anderson.	Shaver.
Justice.	Waddell.
Kemble.	Ware.

Absent—Excused.

Brice.	Loy.
Dunlap.	Moursund.
Finlay.	Murphy.
Fuchs.	Pearce.
Holder.	Reagan.
Kayton.	Sinks.
Kenyon.	Sutton.
King of Hopkins.	Wallace of Panola.
Kinnear.	Wassell.
Kirby.	

The Speaker then laid House bill No. 45 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—106.

Mr. Speaker.	Hall.
Acker.	Harding.
Albritton.	Harman.
Alexander.	Hefley.
Anderson.	High.
Avis.	Hogg.
Barron.	Holland.
Bass.	Hornaday.
Beck.	Jacks.
Bird.	Johnson
Black.	of Anderson.
Boggs.	Johnson
Bonham.	of Dimmit.
Boon.	Jones.
Branch.	Keeton.
Brown.	Kennedy.
Conway.	King of
Cornwell.	Throckmorton.
Cox.	Kirkland.
Cummings.	Land.
Daniel.	Lewis.
Davis.	Loftin.
Denman.	Long.
Dielmann.	McCombs.
Enderby.	McGill.
Eickenroht.	Minor.
Farrar.	Montgomery.
Faulk.	Morse.
Forbes.	Nabors.
Foster.	Nicholson.
Gibson.	Olsen.
Gilbert.	Parish of Runnels.
Graves.	Pavlica.
Hagaman.	Petsch.

Poage.	Snelgrove.	Black.	Nabors.
Pool.	Stell.	Boggs.	Nicholson.
Pope.	Storey.	Bonham.	Olsen.
Porter.	Stout.	Branch.	Parish of Runnels.
Powell.	Swain.	Brown.	Pavlica.
Purl.	Taylor.	Conway.	Petsch.
Renfro	Teer.	Cornwell.	Poage.
of Angelina.	Turner.	Cox.	Pope.
Renfro of Mills.	Van Zandt.	Cummings.	Porter.
Rogers of Hays.	Veatch.	Daniel.	Powell.
Rogers of Shelby.	Walker.	Davis.	Purl.
Rowell.	Wallace	Dielmann.	Renfro
Runge.	of Freestone.	Duvall.	of Angelina.
Sanders.	Wallace of Smith.	Enderby.	Renfro of Mills.
Satterwhite.	Webb.	Eickenroht.	Rogers of Hays.
Shearer.	Wells.	Farrar.	Rogers of Shelby.
Sheats.	Whitaker.	Faulk.	Rowell.
Shirley.	Williams	Forbes.	Runge.
Simmons.	of Travis.	Foster.	Sanders.
Smith of Atascosa.	Williamson.	Gibson.	Satterwhite.
Smith of El Paso.	Woodall.	Gilbert.	Shaver.
Smith of Nueces.	Woodruff.	Graves.	Shearer.
Smith of Smith.	Young.	Hagaman.	Sheats.
Smyth.		Hall.	Shirley.
	Absent.	Harding.	Simmons.
		Harman.	Smith of Atascosa.
Barnett.	McKean.	Hefley.	Smith of El Paso.
Bateman.	Merritt.	High.	Smith of Nueces.
DeBerry.	Parrish of Travis.	Hogg.	Smith of Smith.
Duvall.	Rawlins.	Holland.	Smyth.
Fly.	Shaver.	Hornaday.	Snelgrove.
Gates.	Stevenson.	Jacks.	Stell.
Gray.	Tillotson.	Johnson	Stevens.
Justice.	Waddell.	of Anderson.	Storey.
Kemble.	Ware.	Johnson	Stout.
Kincaid.	Williams	of Dimmit.	Swain.
Lipscomb.	of Sabine.	Jones.	Teer.
Masterson.		Justice.	Tillotson.
	Absent—Excused.	Keeton.	Turner.
		Kincaid.	Van Zandt.
Brice.	Loy.	King of	Veatch.
Dunlap.	Moursund.	Throckmorton.	Walker.
Finlay.	Murphy.	Kirkland.	Wallace
Fuchs.	Pearce.	Land.	of Freestone.
Holder.	Reagan.	Lewis.	Wallace of Smith.
Kayton.	Sinks.	Lipscomb.	Webb.
Kenyon.	Sutton.	Loftin.	Wells.
King of Hopkins.	Wallace of Panola.	Long.	Whitaker.
Kinnear.	Wassell.	McCombs.	Williams
Kirby.		McGill.	of Travis.
		Merritt.	Williamson.
		Minor.	Woodall.
		Montgomery.	Woodruff.
		Morse.	Young.

SENATE BILL NO. 12 ON THIRD READING.

Mr. McCombs moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 12 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—109.

Mr. Speaker.	Barron.	Albritton.	Gates.
Anderson.	Bass.		Absent.
Avis.	Beck.	Acker.	Gray.
Barnett.	Bird.	Alexander.	Kemble.
		Bateman.	Kennedy.
		Boon.	Masterson.
		DeBerry.	McKean.
		Denman.	Parrish of Travis.
		Fly.	Pool.

Nays—2.

Rawlins.
Taylor.
Waddell.

Ware.
Williams
of Sabine.

Absent—Excused.

Brice.
Dunlap.
Finlay.
Fuchs.
Holder.
Kayton.
Kenyon.
King of Hopkins.
Kinnear.
Kirby.

Loy.
Moursund.
Murphy.
Pearce.
Reagan.
Sinks.
Sutton.
Wallace of Panola.
Wassell.

The Speaker then laid Senate bill No. 12 before the House on its third reading and final passage.

The bill was read third time.

Mr. McCombs offered the following (committee) amendment to the bill:

Amend Senate bill No. 12 by striking out Section 16b as it appears in the bill and substitute in lieu thereof a new Section 16b to read as follows:

"Section 16b. It shall be the duty of the commissioners court of Dallas county, immediately after the passage of this act, to have removed from all public highways of the county all junk or debris, including tin cans, glassware, old iron or other unsightly or refuse articles, and thereafter to promptly remove all such junk or debris which may be deposited within the limits of any such highway."

The amendment was adopted by the following vote:

Yeas—109.

Mr. Speaker.

Acker.	Enderby.
Albritton.	Eickenroht.
Anderson.	Farrar.
Avis.	Faulk.
Barnett.	Forbes.
Barron.	Foster.
Bass.	Gibson.
Beck.	Gilbert.
Bird.	Graves.
Black.	Hagaman.
Boggs.	Hall.
Bonham.	Harding.
Branch.	Harman.
Brown.	Hefley.
Conway.	High.
Cornwell.	Hogg.
Cox.	Jacks.
Cummings.	Johnson
Daniel.	of Anderson.
Davis.	Johnson
Denman.	of Dimmit.
Dielmann.	Jones.
Duvall.	Keeton.
	Kennedy.

King of
Throckmorton.
Kirkland.
Land.
Lewis.
Lipscomb.
Loftin.
Long.
McCombs.
McGill.
Minor.
Montgomery.
Morse.
Nabors.
Nicholson.
Olsen.
Parish of Runnels.
Petsch.
Poage.
Pool.
Pope.
Powell.
Purl.
Renfro
of Angelina.
Renfro of Mills.
Rogers of Hays.
Rogers of Shelby.
Rowell.
Runge.
Sanders.
Satt rwhite.
Shaver.

Shearer.
Sheats.
Shirley.
Simmons.
Smith of El Paso.
Smith of Nueces.
Smith of Smith.
Smyth.
Snelgrove.
Stell.
Stevenson.
Storey.
Stout.
Swain.
Taylor.
Teer.
Tillotson.
Turner.
Van Zandt.
Veatch.
Walker.
Wallace
of Freestone.
Wallace of Smith.
Webb.
Wells.
Whitaker.
Williams
of Travis.
Williamson.
Woodall.
Woodruff.
Young.

Nays—1.

Kincaid.

Absent.

Alexander.	Masterson.
Bateman.	McKean.
Boon.	Merritt.
DeBerry.	Parrish of Travis.
Fly.	Pavlica.
Gates.	Porter.
Gray.	Rawlins.
Holland.	Waddell.
Hornaday.	Ware.
Justice.	Williams
Kemble.	of Sabine.

Absent—Excused.

Brice.	Loy.
Dunlap.	Moursund.
Finlay.	Murphy.
Fuchs.	Pearce.
Holder.	Reagan.
Kayton.	Sinks.
Kenyon.	Smith of Atascosa.
King of Hopkins.	Sutton.
Kinnear.	Wallace of Panola.
Kirby.	Wassell.

Senate bill No. 12 was then finally passed by the following vote:

Yeas—101.

Mr. Speaker.	Merritt.
Acker.	Minor.
Albritton.	Montgomery.
Anderson.	Morse.
Avis.	Nabors.
Barnett.	Olsen.
Barron.	Parish of Runnels.
Bass.	Petsch.
Beck.	Poage.
Bird.	Pope.
Black.	Porter.
Boggs.	Powell.
Bonham.	Purl.
Boon.	Renfro
Branch.	of Angelina.
Brown.	Renfro of Mills.
Conway.	Rogers of Hays.
Cornwell.	Rogers of Shelby.
Cox.	Rowell.
Cummings.	Sanders.
Daniel.	Shearer.
Davis.	Sheats.
Denman.	Shirley.
Dielmann.	Simmons.
Enderby.	Smith of Atascosa.
Eickenroht.	Smith of El Paso.
Farrar.	Smith of Nueces.
Faulk.	Smyth.
Forbes.	Snelgrove.
Foster.	Stell.
Gibson.	Stevens.
Gilbert.	Storey.
Graves.	Stout.
Hagaman.	Swain.
Harding.	Taylor.
Harman.	Teer.
Hefley.	Tillotson.
High.	Turner.
Hogg.	Van Zandt.
Hornaday.	Veatch.
Jacks.	Walker.
Johnson	Wallace
of Anderson.	of Freestone.
Johnson	Wallace of Smith.
of Dimmit.	Webb.
Keeton.	Wells.
Kennedy.	Whitaker.
Kincaid.	Williams
Kirkland.	of Travis.
Land.	Williamson.
Lewis.	Woodall.
Long.	Woodruff.
McCombs.	Young.
McGill.	

Absent.

Alexander.	Holland.
Bateman.	Jones.
DeBerry.	Justice.
Duvall.	Kemble.
Fly.	King of
Gates.	Throckmorton.
Gray.	Lipscomb.
Hall.	Loftin.

Masterson.	Satterwhite.
McKean.	Shaver.
Nicholson.	Smith of Smith.
Parrish of Travis.	Waddell.
Pavlica.	Ware.
Pool.	Williams
Rawlins.	of Sabine.
Runge.	

Absent—Excused.

Brice.	Loy.
Dunlap.	Moursund.
Finlay.	Murphy.
Fuchs.	Pearce.
Holder.	Reagan.
Kayton.	Sinks.
Kenyon.	Sutton.
King of Hopkins.	Wallace of Panola.
Kinnear.	Wassell.
Kirby.	

SENATE BILL NO. 14 ON SECOND
READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 14, A bill to be entitled "An Act amending Section 3a of Chapter 274 of the General Laws of the Regular Session of the Fortieth Legislature so as to insert therein a saving clause in reference to offenses committed before this act takes effect."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 14 ON THIRD
READING.

Mr. Storey moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 14 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104.

Mr. Speaker.	Conway.
Acker.	Cornwell.
Alexander.	Cox.
Anderson.	Cummings.
Barnett.	Daniel.
Barron.	Davis.
Bass.	Denman.
Beck.	Duvall.
Bird.	Enderby.
Black.	Eickenroht.
Boggs.	Farrar.
Bonham.	Faulk.
Boon.	Forbes.
Branch.	Foster.
Brown.	Gibson.

Gilbert.	Renfro of Mills.
Graves.	Rogers of Hays.
Hagaman.	Rogers of Shelby.
Hall.	Rowell.
Harding.	Runge.
Harman.	Sanders.
Hefley.	Satterwhite.
High.	Shaver.
Hogg.	Shearer.
Holland.	Sheats.
Hornaday.	Shirley.
Jacks.	Simmons.
Johnson	Smith of Atascosa.
of Anderson.	Smith of El Paso.
Johnson	Smith of Nueces.
of Dimmit.	Smith of Smith.
Jones.	Smyth.
Keeton.	Snelgrove.
Kincaid.	Stell.
Kirkland.	Stevenson.
Land.	Storey.
Lewis.	Stout.
Lipscomb.	Swain.
Long.	Taylor.
McCombs.	Teer.
Merritt.	Tillotson.
Minor.	Turner.
Montgomery.	Van Zandt.
Morse.	Veatch.
Nabors.	Walker.
Nicholson.	Wallace
Olsen.	of Freestone.
Parish of Runnels.	Wallace of Smith.
Pavlica.	Webb.
Petsch.	Wells.
Poage.	Whitaker.
Pool.	Williams
Pope.	of Travis.
Porter.	Williamson.
Powell.	Woodall.
Purl.	Woodruff.
Renfro	Young.
of Angelina.	

Nays—4.

Albritton.	King of
Kennedy.	Throckmorton.
	Loftin.

Absent.

Avis.	Masterson.
Bateman.	McGill.
DeBerry.	McKean.
Dielmann.	Parrish of Travis.
Fly.	Rawlins.
Gates.	Waddell.
Gray.	Ware.
Justice.	Williams
Kemble.	of Sabine.

Absent—Excused.

Brice.	Holder.
Dunlap.	Kayton.
Finlay.	Kenyon.
Fuchs.	King of Hopkins.

Kinnear.	Reagan.
Kirby.	Sinks.
Loy.	Sutton.
Moursund.	Wallace of Panola.
Murphy.	Wassell.
Pearce.	

The Speaker then laid Senate bill No. 14 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—106.

Mr. Speaker.	Land.
Acker.	Lewis.
Albritton.	Lipscomb.
Anderson.	Long.
Avis.	McCombs.
Barron.	McGill.
Bass.	Merritt.
Beck.	Minor.
Bird.	Montgomery.
Black.	Morse.
Boggs.	Nabors.
Bonham.	Nicholson.
Boon.	Olsen.
Branch.	Parish of Runnels.
Brown.	Pavlica.
Conway.	Petsch.
Cornwell.	Poage.
Cox.	Pool.
Daniel.	Pope.
Denman.	Powell.
Dielmann.	Purl.
Duvall.	Renfro
Enderby.	of Angelina.
Eickenroht.	Renfro of Mills.
Farrar.	Rogers of Hays.
Faulk.	Rogers of Shelby.
Forbes.	Rowell.
Foster.	Runge.
Gates.	Sanders.
Gibson.	Satterwhite.
Gilbert.	Shaver.
Graves.	Shearer.
Hagaman.	Sheats.
Hall.	Shirley.
Harding.	Simmons.
Hefley.	Smith of Atascosa.
High.	Smith of El Paso.
Hogg.	Smith of Nueces.
Hornaday.	Smith of Smith.
Jacks.	Smyth.
Johnson	Snelgrove.
of Anderson.	Stell.
Johnson	Stevenson.
of Dimmit.	Storey.
Jones.	Stout.
Justice.	Taylor.
Keeton.	Teer.
Kennedy.	Tillotson.
Kincaid.	Van Zandt.
King of	Veatch.
Throckmorton.	Walker.
Kirkland.	

Wallace
of Freestone.
Wallace of Smith.
Webb.
Wells.

Whitaker.
Williamson.
Woodall.
Woodruff.

Absent.

Alexander.
Barnett.
Bateman.
Cummings.
Davis.
DeBerry.
Fly.
Gray.
Harman.
Holland.
Kemble.
Loftin.
Masterson.

McKean.
Parrish of Travis.
Porter.
Rawlins.
Swain.
Turner.
Waddell.
Ware.
Williams
of Sabine.
Williams
of Travis.
Young.

Absent—Excused.

Brice.
Dunlap.
Finlay.
Fuchs.
Holder.
Kayton.
Kenyon.
King of Hopkins.
Kinnear.
Kirby.

Loy.
Moursund.
Murphy.
Pearce.
Reagan.
Sinks.
Sutton.
Wallace of Panola.
Wassell.

RELATING TO SENATE BILL NO. 14.

On motion of Mr. Storey, by unanimous consent, a correction in the caption of Senate bill No. 14 was ordered.

SENATE BILL NO. 5 ON PASSAGE TO THIRD READING.

The House again took up for consideration at this time,

S. B. No. 5, A bill to be entitled "An Act making an appropriation for the various educational institutions,"

On its passage to third reading, with amendment by Mr. Teer pending.

Mr. Purl raised a point of order on further consideration of the appropriations for the State teachers colleges on the ground that appropriations provide for eight State teachers colleges and that the statutes provide for only four.

The Speaker overruled the point of order.

Mr. Nabors offered the following amendment to the amendment:

Amend (committee) substitute to Senate bill No. 5, page 15, line 5, by striking out the figures "\$225,000" in the second column and inserting in lieu thereof the figures "\$125,000."

Mr. Van Zandt offered the following substitute for the amendment:

Amend substitute to Senate bill No. 5, on page 15, by striking out lines 5 and 6.

(Mr. Satterwhite in the chair.)

On motion of Mr. Anderson, the substitute amendment was tabled.

Mr. Anderson then moved to table the amendment by Mr. Nabors.

Yeas and nays were demanded and the motion to table prevailed by the following vote:

Yeas—82.

Alexander.	Nicholson.
Barron.	Olsen.
Beck.	Petsch.
Bird.	Poage.
Black.	Pool.
Boggs.	Pope.
Bonham.	Porter.
Brown.	Powell.
Conway.	Purl.
Cornwell.	Renfro
Cox.	of Angelina.
Cummings.	Renfro of Mills.
Daniel.	Rogers of Hays.
Denman.	Rogers of Shelby.
Dielmann.	Rowell.
Enderby.	Runge.
Eickenroht.	Sanders.
Fly.	Satterwhite.
Gibson.	Shaver.
Graves.	Sheats.
Hagaman.	Shirley.
Hall.	Simmons.
Harding.	Smith of Atascosa.
Harman.	Smith of El Paso.
Hefley.	Smith of Nueces.
Hogg.	Smith of Smith.
Holland.	Smyth.
Johnson	Snelgrove.
of Anderson.	Stevenson.
Johnson	Stout.
of Dimmit.	Teer.
Jones.	Tillotson.
Justice.	Turner.
Keeton.	Van Zandt.
Kemble.	Wallace
Land.	of Freestone.
Lewis.	Wallace of Smith.
Lipscomb.	Webb.
Loftin.	Wells.
Long.	Whitaker.
McGill.	Woodruff.
Montgomery.	Young.
Morse.	

Nays—23.

Albritton.	Forbes.
Avis.	Gates.
Bass.	Gilbert.
Boon.	Gray.
Davis.	High.
Farrar.	Kennedy.

King of	Pavlica.
Throckmorton.	Storey.
Kirkland.	Taylor.
Merritt.	Veatch.
Nabors.	Walker.
Parish of Runnels.	Woodall.

Absent.

Acker.	McKean.
Anderson.	Minor.
Barnett.	Parrish of Travis.
Bateman.	Rawlins.
Branch.	Shearer.
DeBerry.	Stell.
Duvall.	Swain.
Faulk.	Waddell.
Foster.	Ware.
Hornaday.	Williams
Jacks.	of Sabine.
Kincaid.	Williams
Masterson.	of Travis.
McCombs.	Williamson.

Absent—Excused.

Brice.	Loy.
Dunlap.	Moursund.
Finlay.	Murphy.
Fuchs.	Pearce.
Holder.	Reagan.
Kayton.	Sinks.
Kenyon.	Sutton.
King of Hopkins.	Wallace of Panola
Kinnear.	Wassell.
Kirby.	

Mr. Graves offered the following amendment to the amendment:

Amend House bill No. 12, page 42, by inserting between lines 15 and 16, line 15, the following: "Traveling expenses of dean, \$250."

The amendment was adopted.

Mr. Nicholson offered the following amendment to the amendment:

Amend House bill No. 12, page 28, by inserting following line 9 the following: "Maintenance and support, exclusively for overhead costs of station, development of farmstead, upkeep and general expenses of farm, such as labor and upkeep of plat work, \$3000 for the year ending August 31, 1928, and \$3000 for the year ending August 31, 1929," making corresponding changes in totals now appearing in the bill.

The amendment was lost.

Mr. Nicholson offered the following amendment to the amendment:

Amend House bill No. 12, page 28, as follows: By striking out all wording excepting amounts of recommended appropriations appearing in lines 5 to 9, inclusive, and inserting in lieu thereof the following: "Maintenance and support, exclusively for overhead costs of sta-

tions, development of farmstead, upkeep and general expenses of farm, such as labor and upkeep of plat work."

The amendment was adopted.

Mr. Nicholson offered the following amendment to the amendment:

Amend House bill No. 12, page 38, as follows: By inserting following line 4 the following: "One logging equipment inspector and law enforcement officer, \$1800 for year ending August 31, 1928, and \$1800 for the year ending August 31, 1929," making corresponding amendments of the totals.

On motion of Mr. Van Zandt, the amendment was tabled.

Mr. Purl offered the following amendment to the amendment:

Amend House bill No. 12, page 60, line 38, by striking out the figures "\$2600" in the first column, and inserting in lieu thereof the figures "\$3200"; also the figures "\$2600" in the second column, and inserting in lieu thereof the figures "\$3200," and correct the totals accordingly.

The amendment was adopted.

Mr. Purl offered the following amendment to the amendment:

Amend House bill No. 12, page 60, line 35, by striking out the figures "\$3750" in the first column, and inserting in lieu thereof the figures "\$4000"; also the figures "\$3750" in the second column, and inserting in lieu thereof the figures "\$4000," and correct the totals accordingly.

On motion of Mr. Loftin, the amendment was tabled.

Mr. Smith of Smith offered the following amendment to the amendment:

Amend House bill No. 12, page 62, by striking out line 22, and insert in lieu thereof the following: "Professor, \$3400," in each column.

On motion of Mr. Loftin, the amendment was tabled.

Mr. Kincaid moved the previous question on the pending amendment and passage of the bill to third reading, and the main question was ordered.

Question first recurring on the committee amendment, as amended, it was adopted.

Senate bill No. 5 was then passed to third reading.

COMMUNICATION FROM STATE SUPERINTENDENT OF PUBLIC INSTRUCTION.

The following communication was ordered printed in the Journal:

Austin, Texas, May 27, 1927.

Hon. R. L. Bobbitt, Speaker, House of Representatives, Capitol.

My Dear Sir: In response to your inquiry in regard to the report of the committee appointed by you to revise and compile the general school laws, I wish to say that I have read the report carefully, and that in my opinion its enactment, with such amendments as the Legislature may deem necessary to adopt, will prove very beneficial to the school system. Moreover, there are portions of the report as it was submitted to you that will meet the very urgent needs of hundreds of school districts at the present time. This is particularly true of that part of the bill dealing with the formation of school districts and the changing of district boundaries. There is now, it seems, no adequate provision of law for adjusting boundary lines of districts, and throughout the State there is urgent need of remedial legislation along this line.

In many instances bond issues are being held up awaiting the action of this Legislature. In many other cases districts are handicapped by restrictions placed upon them by provisions of special acts creating them; and, since the Legislature cannot now give them relief by special amendatory acts, general legislation on this point is imperative; if the work of hundreds of schools is not to be retarded. The Legislature should, in my opinion, repeal all irregular and special provisions of acts creating districts with fewer than five hundred scholastics, except those pertaining to the boundaries and taxing powers of districts. Many districts are now asking for this particular form of relief. The bill before you will accomplish this purpose.

On the whole, I can, and do, give the report of the committee my endorsement. Enacted as it stands, it will afford much needed relief to the schools of the State, and give us a system of school law far superior to what we now have. I wish to add that, in my opinion, no radical changes in the present law have been made, except in two or three instances, and in these nothing more has been done than to afford the counties an opportunity to change their school system by vote of their people. In other words, the proposed changes are local option in nature.

In conclusion I wish to express to you, the committee, and the membership of the Fortieth Legislature my

sincere appreciation of the cordial cooperation I have received in my efforts to provide for and improve the schools of Texas.

Cordially yours,
S. M. N. MARRS,
State Superintendent.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, May 27, 1927.

Hon. Robert Lee Bobbitt, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following bill:

S. B. No. 18, A bill to be entitled "An Act to provide for the eradication of scabies among sheep and cattle, to provide adequate quarantine and sanitary measure, to provide for the inspection and dipping, and certification of said live stock, and to provide adequate penalties for violation of quarantine and dipping orders of the Live Stock Sanitary Commission, and declaring an emergency."

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Fly:

H. B. No. 72, A bill to be entitled "An Act to amend Article 650, Title 8, Chapter 5, of the Code of Criminal Procedure of the State of Texas, relating to severances, and repealing Article 652 of the Code of Criminal Procedure."

Referred to Committee on Criminal Jurisprudence.

By Mr. McCombs:

H. B. No. 73, A bill to be entitled "An Act to amend Article 3726 of the 1925 Revised Civil Statutes of the State of Texas, so as to add the words 'so recorded, after being proved or acknowledged in the manner provided by the laws of this State in force at the time of its registration, or at the time it was proved or acknowledged, or every instrument which has been, or hereafter may be,' after the words, 'and which has been or hereafter may be,' and before the words 'actually so recorded for ten years,' so as to provide that hereafter

any instrument legally on record in the office of the county clerk shall be admitted in evidence in any suit without the necessity of proving its execution, unless attacked as provided therein, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Gilbert and Mr. Hagaman:

H. B. No. 74, A bill to be entitled "An Act amending Article 416, Chapter — of the Penal Code of 1925, relating to the drawing of juries; defining the duties of certain officers in connection therewith, and providing a penalty for the failure to perform such duties."

Referred to Judiciary Committee.

By Mr. Gilbert and Mr. Hagaman:

H. B. No. 75, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of 1925 relating to the selection of jurors for service in the district and county courts, so as to make said article apply in any county having a city of as many as 20,000 population, or cities containing an aggregate population of as many as 20,000, as shown by the preceding Federal census, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Webb:

H. B. No. 76, A bill to be entitled "An Act authorizing the employment of a skilled appraiser for each county to which an unorganized county is attached for judicial purposes to appraise property in such unorganized counties; making appropriation therefor; prescribing the duties of the appraiser; imposing additional duties upon the commissioners courts, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Teer and Mr. Gilbert:

H. B. No. 77, A bill to be entitled "An Act amending Article 4667 of the Revised Civil Statutes of 1925 relating to the actual, threatened or contemplated use of any premises, place or building, or part thereof for gaming or keeping or exhibiting games prohibited by the Penal Code or for keeping, being interested in, aiding or abetting the keeping of a bawdy or disorderly house as those terms are defined in the Penal Code, or for carrying on bucket shops as defined in the Penal Code, or the habitual use by or permitting to remain in any such bucket shop any telegraph or telephone wires or instruments under

circumstances prohibited by the Penal Code, providing more ample provisions, remedies, means and procedure in reference to same and in reference to such offenses; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Bonham:

H. B. No. 78, A bill to be entitled "An Act amending Articles 2961 and 2963 of the Revised Civil Statutes of the State of Texas of 1925, providing for the payment of poll taxes by agent, and delivery of poll tax receipts to the person paying the same; prescribing the conditions under which poll taxes may be paid by an agent, providing that the receipt shall be delivered to the person only who is described in the receipt, and fixing a penalty for the violation thereof, and repealing all laws in conflict therewith."

Referred to Committee on Privileges, Suffrage and Elections.

SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee as follows:

Senate bill No. 18, to the Committee on Live Stock and Stock Raising.

ADJOURNMENT.

On motion of Mr. Teer, the House, at 12:15 o'clock p. m., adjourned until 2 o'clock p. m., Friday, May 27.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills as follows:

Penitentiaries: House bill No. 61.

Education: House bill No. 66.

Public Health: House bill No. 63.

The Penitentiary Committee filed an adverse report on House bill No. 20.

REPORT OF THE STATE TAX BOARD.

On motion of Mr. Young, the following report was ordered printed in the Journal:

His Excellency, Dan Moody, Governor of Texas.

Dear Sir: In compliance, with the provisions of Chapter 4, Title 122, Re-

vised Civil Statutes of 1925, I herewith transmit to you, and through you to the Legislature, a supplemental report of the State Tax Board for the year 1927, together with some suggestions that have occurred to me as result of my study of the tax problem during the short time I have been State Tax Commissioner.

This report is not offered as a recommendation, but as merely suggestive to those engaged in the study of tax problems at this time.

Respectfully submitted,
F. C. WEINERT,
State Tax Commissioner.

Austin, Texas, May 23, 1927.

As State Tax Commissioner, I beg to report to Your Excellency that the State Tax Board has completed its annual assessment of intangible properties owned by railroads, toll bridges and ferries throughout the State of Texas. The total value of intangibles has been fixed by the board at \$79,462,701, or an excess over last year of \$4,281,578. This valuation, as fixed by the State Tax Board, will mean an approximate revenue of \$1,800,000, both to the State and counties through which these railroads run and in which toll bridges are situated, while the total expense of the Department will not exceed \$4,750 per annum.

In arriving at this valuation the board has endeavored to be fair to all property interests affected, and it is with pleasure that we report that all companies and corporations, through their able representatives, have accepted these assessments in the spirit of fairness that has guided the board in its deliberations. They have, as well as your honorable board, realized that a government without means of carrying on its affairs in an economic manner without some burden to the beneficiaries of such government is an impossibility, and I want to take this opportunity of thanking the representatives of all interests affected by our assessments for their hearty co-operation in aiding us to arrive at a fair valuation of their intangible properties.

Investigations.

The law makes it the duty of the State Tax Commissioner to make inquiries and investigations concerning the revenue laws and systems of taxation of other States of the Union, as well as of foreign countries, and in the exercise of this duty I have carefully gone over the revenue laws of many of the

States and have had the benefit of the investigations of some of the greatest economists that there is in the world.

The Fortieth Legislature has recently created a Tax Survey Commission, which has been organized, with a view of studying the antiquated and piecemeal system of taxation that has been built up in this State, and make such recommendations as in their wisdom they may deem proper and essential in order that the tax burdens of the citizenship of this State may be more equal and uniform.

Several of our sister States had similar commissions with the view of bettering their tax systems, and their legislative bodies subsequently enacted tax laws based on various recommendations of these commissions. The success of income taxation in England, Germany and other European countries stimulated an agitation for the adoption of that system in this country.

Wisconsin was the first State in the Union to enact and administer a comprehensive income tax law. Since the Wisconsin law, in 1912, was enacted, fourteen, or more, other States, including New York, Virginia, Massachusetts, Delaware and others have adopted comprehensive tax laws which are now in operation. These States, like Texas, were confronted with the inequality of taxation and had appointed some of their ablest men to study the tax problem and make such recommendations to the respective Legislatures as were necessary to cure evils that had grown up through the various Legislatures relating to certain phases of tax problems.

The Constitution of the State of Texas provides that all taxes shall be equal and uniform. In the piecemeal legislation that has grown up from year to year, we find that the tax burdens have been shifted from time to time until practically half of the taxable property of this State is escaping any taxation whatever.

Inequality of Assessments in Texas.

For the past ten years my predecessors in office, who had studied the problem of inequality of assessments in this State, have called the attention of the legislators from time to time to such inequality of assessments so that they might have the information before them and cure the evils apparent to everyone who gives the tax problem a careful and conscientious study.

By reference to the report of my predecessor in office, I find that the agricul-

tural lands of this State pay annually 40 per cent of the total tax burden of this State. This, together with the horses, mules, cattle, jacks, jennets, sheep, goats and hogs total 43.8 per cent of the tax. The urban real estate of Texas, or city and town lots, constitute 28 per cent of the total tax burden. This percentage along with the agricultural lands makes a combined total of 73.8 per cent of the total taxes levied in this State on agricultural lands and city real estate. State and national banks pay 2 per cent. Railroad and railroad properties pay a combined total of 9.4 per cent. Thus you will find that the real estate, banks and railroads pay 83.2 per cent of the total tax that is paid for the purpose of supporting the State government. We might, with equal propriety, say that this ratio holds good when it reaches the counties. Hence, it will be apparent to Your Excellency that with the inequality in the assessment of taxes some remedy is necessary at once in order to relieve this condition, and especially as it relates to agriculture, for in agricultural products there are no means of shifting the tax burden, or adding to the cost of production the tax burden so that the burden can be shifted to the consumer. Agriculture bearing nearly half the burdens of taxation, both State and county, it is vitally necessary that a remedy be sought at once to relieve the awful plight and condition that now confronts this basic industry. Those engaged in agricultural pursuits under our present system of taxation are not only required to pay taxes on their equities but on that which they owe.

If all other property in Texas subject to taxation were rendered at its proportionate value as the lands of Texas are rendered, then the tax burden upon the agricultural interests would be reduced to a minimum and the annual toll of the tax gatherer would go back to the producer in order that he may at least have a portion of the prosperity that is due him.

Exemptions from Taxation.

A careful study of the laws of other States, as well as Texas, has led me to the conclusion that tax exemptions, which are continually growing, if not curbed at this time will ultimately lead to the destruction and ruin of the unfavored industries of this State. In the State of New York, according to the report of the Tax Survey Commission,

the exemptions have accumulated to the point where 24 per cent of the total tax valuation of that great State is now exempt by law from the burdens of taxation. The same is true of Pennsylvania, and many other States, and, while I have not the data at hand to show what proportion of exemptions there are in this State, made exempt by operation of law, yet I fear these exemptions will approximate the figures of the States given above. This is a continually growing evil which is sought by special interests, and if not curbed will ultimately be productive of untold evil.

The total wealth of the United States is estimated at two hundred and eighty billions of dollars, and yet thirty-two billion dollars of this amount are now exempted from any source of taxation whatever by virtue of exemption granted through the National Congress. The States are fast taking this matter up and the exemptions granted from time to time have reached an appalling figure. The mere mention of this subject is sufficient grounds to inform the Legislature that something should be done at once.

Tax Remissions.

It has been the practice in this State for various and sundry reasons during the past twenty years to remit to certain localities the State taxes in the locality seeking such favors. This, likewise, has grown to such an extent that practically 7 per cent of the total tax valuation is now remitted to favored localities for their own use and benefit. That is an evil which, at first was a public benefit, is apparent to anyone.

Issuance of Bonds.

There is scarcely a locality in this State in which there has not been issued bonds almost to the limit provided by the Constitution. These bonds are long term obligations, providing for definite and fixed interest, not to be redeemed until a specified time. The result of issuing this character of security is that no part of the principal can be paid before maturity of all bonds, but only the interest is paid. A sinking fund provided for is reinvested at the hazard of the county possibly for a lower rate of interest than that which the bond bears, and when the bonds mature in many instances there is no option left for the county, district or locality issuing such bonds to take up the old indebtedness. It is my firm

conviction that no bonds should ever be issued except serial bonds providing for the maturity of such bonds annually, and as soon as the money is collected as provided for in the contract the bond should be retired. This saves all hazards in the investment of sinking funds and permits the locality to discharge its obligations annually.

Segregation of Taxes.

A careful study of the tax problem has led me to the conclusion that the taxation of all real estate should be left wholly with the counties, and that the real estate of this State, both agricultural and urban, be entirely relieved of the burdens of State taxation. The taxes for the support of the State government should be left entirely to be assessed upon the intangible value of corporations and interests that have an intangible value. This would apply not only to railroads, bridges and ferries but to telephone and telegraph companies, pipe lines, and all other character of properties that have an intangible value. The intangible value of all interests depends largely upon their earnings, and, of course, it fluctuates from year to year, as the earnings grow large the tax burden should likewise grow with it, as the earnings depreciate the tax burdens should likewise depreciate. This method, I believe, is economically sound and should be enacted into law.

The rivalry that exists between counties in this State in fixing the tangible properties, and especially the real estate by giving such property a lower or higher value, as the case may be, has become almost a disgrace. Property in some localities is taxed at a minimum valuation, while in other localities land is taxed under the strictest terms of law at its full valuation. Hence, it is my firm belief that the taxable value of all real estate should be left wholly to the county in which such real estate is situated.

Highway Taxes.

Good highways are necessary for the reason that they are essential to a progressive civilization. They are the arteries of commerce. The transportation problem is vitally essential to the development of any community in this State, hence it becomes a public necessity that a system of highways be established and maintained, in order to permit the prosperity, well being and happiness of this generation.

There are two systems of highways in vogue—the county system and the State system. The State highways are those that have been designated as the arteries of commerce for the entire people of the State, while the county highways are confined wholly to the county. I have become convinced, in the study of the tax problem, that the State should adopt some means of retiring local bond issues that have been authorized by various localities to build State highways and that the county or localities affected bear only its part of the highway tax that is necessary to keep up the county lateral system of highways. This could be easily provided for by using a portion of the gasoline tax, and if necessary raise the gasoline tax so that these bonded obligations of the county to establish highways be not thrown upon the individual locality, but that it be discharged by the citizenship of the State and all others who use such highways. A careful survey of the traffic going over a State highway between Austin and San Antonio discloses that 98 per cent of all the traffic over such highway was not local at all, but was confined to the State and interstate traffic; hence those who use the highways should pay for them. If a local highway the locality should pay for it, if a State highway, then the citizenship of the State and others who are using the highway should pay for them.

Other Sources of Taxation.

I have ascertained from the Comptroller of Texas that there was collected last year from "other sources" than a tax on property, a total of \$12,147,198.52, which is approximately 25 per cent of the total amount of taxes collected, both by "assessment" and from "other sources," thus leaving 75 per cent of the total burden of taxes to be collected from direct assessments for State purposes. For county and city purposes practically the total amount necessary to run the expenses of the county or local government is paid through direct taxation. Your Excellency in your message to the Legislature of yesterday most properly states "that the field of economy lies between the extremes of profligacy and waste on the one hand and parsimony and niggardliness on the other" and that "considering the demands that are made and the seriousness with which they are urged, it is likely that there is far less danger of parsimony than there is of the other extreme."

Sadly true, we are always too generous. The cry "raise the rate" to the constitutional limit is often made without thought and consideration for those who already are overburdened with taxes. Our delinquents, as shown by our Comptroller's reports are multiplying in an alarming way and we should pause and consider whether it would not be far more just, even if not as easy, to first aid in the more equal distribution of the burden before we advocate the increase of same.

Administration of the Tax Laws.

It has often been said that a good tax law poorly administered was worse than no tax law at all. It matters not what kind of a tax law, reforming our present antiquated system, is adopted by the Legislature, if some adequate and effective system of administering it is not also enacted and means given for administration, it will not be productive of the ends sought, and the relief desired cannot be obtained.

Whatever department of the State government is charged with duty of putting the law into effect should be clothed with ample authority and be given the necessary means to enforce its provisions. All appropriations and expenditures of the State government should always be kept within the tax revenues of the State.

Conclusion.

The question of taxes has long been one of the most vexatious questions that has confronted every government known to the history of mankind. It has been at the bottom of practically every revolution and almost every great war. It was the primary cause of the last great war that destroyed ten million people, bankrupted nation after nation, and caused the expenditure of more than five hundred billion dollars. A favored arch-duke, belonging to the favored tax exempt class of citizenship, flaunted his wealth and splendor in the faces of tax-ridden Bosnia, whose people had been almost reduced to serfdom, in their madness and desperation killed the arch-duke; hence the awful holocaust started, and, like the prairie fire, when once started, it cannot be stopped.

The tax problem is at the bottom of the present revolution in China. That country has been struggling with the tax problem for more than 4000 years. A careful study of the history of that country on the question of taxation will disclose the fact that much of the ex-

perimental regulations that we are now engaged in in this country has been tried and tested in China, one of the oldest civilizations known to mankind.

The American people are the heaviest taxed people on the face of the earth, and the burdens of government have been shifted from the organized class to the unorganized class from time to time until we fear that after awhile the people will rise up in their might and repudiate not only the obligations that have been assumed by them, but those who are responsible for bringing about the condition which exists.

Hoping that these few suggestions will be of assistance and accepted in the spirit in which they are given, I beg to remain.

Your most obedient servant,
F. C. WEINERT,
State Tax Commissioner.

TWELFTH DAY.

(Friday, May 27, 1927.)

The House met at 2 o'clock p. m., pursuant to adjournment, and was called to order by Mr. Satterwhite.

The roll was called and the Speaker announced that there was not a quorum present.

Mr. Williamson moved a call of the House for the purpose of securing and maintaining a quorum until 3 o'clock p. m. today, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Woodall, the Sergeant-at-Arms was instructed to bring in all absent members within the city of Austin.

The roll was again called and the following members were present:

Acker.	Boon.
Albritton.	Branch.
Alexander.	Brown.
Avis.	Conway.
Barron.	Cornwell.
Bass.	Cox.
Beck.	Cummings.
Bird.	Daniel.
Black.	DeBerry.
Boggs.	Denman.
Bonham.	Duvall.